



56-02

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PTO/SB/82 (10-00)

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## REVOCATION OF POWER OF ATTORNEY OR AUTHORIZATION OF AGENT

Application Number	09/917,414
Filing Date	July 27, 2001
First Named Inventor	Walker, Stephen D.
Group Art Unit	3736
Examiner Name	Unknown
Attorney Docket Number	M-11491 US

I hereby revoke all previous powers of attorney or authorizations of agent given in the above-identified application:

☐ A Power of Attorney or Authorization of Agent is submitted herewith.

OR

☐ Please change the correspondence address for the above-identified application to:

☐ Customer Number

OR

Place Customer  
Number Bar Code  
Label here

<input checked="" type="checkbox"/> Firm or Individual Name	SKJERVEN MORRILL MACPHERSON LLP				
Address	610 Newport Center Drive				
Address	Suite 300				
City	Newport Beach				
Country	U.S.A.	State	CA	ZIP	92660
Telephone	(949) 718-5200	Fax	(949) 718-6799		

I am the:

☐ Applicant/Inventor.

☒ Assignee of record of the entire interest. See 37 CFR 3.71.  
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)

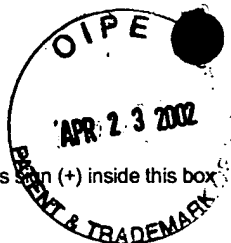
### SIGNATURE of Applicant or Assignee of Record

Name	Stephen D. Walker
Signature	<i>Stephen D. Walker</i>
Date	4/16/02

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below\*.

☐ \*Total of \_\_\_\_\_ forms are submitted.

Burden Hour Statement: This form is estimated to take 3 minutes to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



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**POWER OF ATTORNEY OR  
AUTHORIZATION OF AGENT**

Application Number	09/917,414
Filing Date	July 27, 2001
First Named Inventor	Walker, Stephen D.
Title	Noninvasive Optical Sensor for Mea
Group Art Unit	3736
Examiner Name	Unknown
Attorney Docket Number	M-11491 US

I hereby appoint:

☐ Practitioners at Customer Number

OR

☒ Practitioner(s) named below:

Name	Registration Number
Ken J. Koestner	33.004

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Number Bar Code  
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as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

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☐ The above-mentioned Customer Number.

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☐ Practitioners at Customer Number

OR

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<input checked="" type="checkbox"/> Firm or Individual Name	KOESTNER BERTANI LLP				
Address	18662 MacArthur Boulevard				
Address	Suite 400				
City	Irvine	State	CA	Zip	92612
Country	U.S.A.				
Telephone	(949) 251-0250	Fax	(949) 251-0260		

I am the:

☐ Applicant/Inventor.

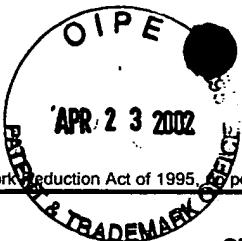
☒ Assignee of record of the entire interest. See 37 CFR 3.71.  
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).

**SIGNATURE of Applicant or Assignee of Record**

Name	Stephen D. Walker
Signature	<i>Stephen D. Walker</i>
Date	4/16/02

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below\*.

☐ \*Total of \_\_\_\_\_ forms are submitted.



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**STATEMENT UNDER 37 CFR 3.73(b)**

Stephen D. Walker; John E. Repine; Charles W. Henry; Harry L. Valenta, Jr.; Peter E. Nelson;

Applicant/Patent Owner: R. Dale ZellersApplication No./Patent No.: 09/917,414Filed/Issue Date: July 27, 2001Entitled: Noninvasive Optical Sensor for Measuring Near Infrared Light Absorbing AnalytesNOSTIX LLC, a Colorado Limited Liability Company

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest.  
The extent (by, percentage) of its ownership interest is \_\_\_\_\_ %

in the patent application/patent identified above by virtue of either:

- A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel 012040, Frame 0518, or for which a copy thereof is attached.

OR

- B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: \_\_\_\_\_ To: \_\_\_\_\_

The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

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Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.☐ Additional documents in the chain of title are listed on a supplemental sheet.☐ Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

4/16/02

Date

Stephen D. Walker

Typed or printed name

Stephen D. Walker

Signature

Chief Technical Officer

Title



M-11491 US  
UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
ASSISTANT SECRETARY AND COMMISSIONER  
OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

OCTOBER 09, 2001

SKJERVEN MORRILL MACPHERSON LLP  
KEN J. KOESTNER  
25 METRO DRIVE, SUITE 700  
SAN JOSE, CA 95110

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\*101803746A\*

OCT 15 2001

SKJERVEN, MORRILL, MACPHERSON,  
LLP  
UNITED STATES PATENT AND TRADEMARK OFFICE  
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 07/27/2001

REEL/FRAME: 012040/0078  
NUMBER OF PAGES: 5

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:  
WALKER, STEPHEN D.

DOC DATE: 06/01/2001

ASSIGNOR:  
REPINE, JOHN E.

DOC DATE: 05/30/2001

ASSIGNOR:  
HENRY, CHARLES W.

DOC DATE: 05/15/2001

ASSIGNOR:  
VALENTA, HARRY L. JR.

DOC DATE: 05/31/2001

ASSIGNOR:  
NELSON, PETER E.

DOC DATE: 06/01/2001

ASSIGNOR:  
ZELLERS, R. DALE

DOC DATE: 06/01/2001

ASSIGNEE:  
NOSTIX LLC  
NORTH SUITE, 4864 STERLING DRIVE  
BOULDER, COLORADO 80301

Rev. 12/1/99

10/21/2001

RJK M-11491 US  
IDS on 10/21/01  
F.F. Due on 7/27/02  
Check Action on 9/27/02  
CW 10/27/01

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012040/0078 PAGE 2

SERIAL NUMBER: 09917414  
PATENT NUMBER:

FILING DATE: 07/27/2001  
ISSUE DATE:

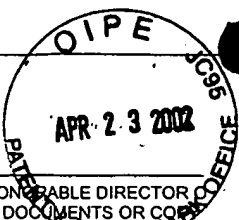
TONYA LEE, EXAMINER  
ASSIGNMENT DIVISION  
OFFICE OF PUBLIC RECORDS



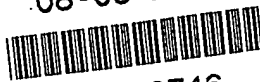
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ATTORNEY DOCKET NO: M-11491 US

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ORIGINAL DOCUMENTS OR COPIES

TRADEMARK OFFICE. PLEASE RECORD THE ATTACHED

1. Name of conveying party(ies):

- (a) Stephen D. Walker (d) Harry L. Valenta, Jr.  
(b) John E. Repine (e) Peter E. Nelson  
(c) Charles W. Henry (f) R. Dale Zellers

Additional name(s) of conveying party(ies) attached?

☐ Yes ☒ No

2. Name and address of receiving party(ies):

Name: NOSTIX LLC

Street Address: North Suite, 4864 Sterling Drive

City: Boulder CO 80301

Country: U.S.A.

3. Nature of Conveyance:

- ☒ Assignment ☐ Merger  
☐ Security Agreement ☐ Change of Name  
☐ Other

Execution Date: (a) June 1, 2001; (b) May 30, 2001;  
(c) May 15, 2001; (d) May 31, 2001; (e) June 1, 2001; (f) June 1, 2001

Name and address of receiving party(ies):

Name:

Street Address:

City:

State:

Country:

Additional name(s) &amp; address(es) attached?

☐ Yes ☒ No

4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is: (a) June 1, 2001;  
(b) May 15, 2001; (c) May 15, 2001; (d) May 31, 2001; (e) June 1, 2001; (f) June 1, 2001

A. Patent Application No.(s) - 09/917414

Title: NONINVASIVE OPTICAL SENSOR FOR MEASURING  
NEAR INFRARED LIGHT ABSORBING ANALYTES

B. Patent No.(s)

Additional numbers attached? ☐ Yes ☒ No5. Name and address of party to whom correspondence  
concerning document should be mailed:

Name: Ken J. Koestner

Internal Address: SKJERVEN MORRILL MacPHERSON LLP

Street Address: 25 METRO DRIVE, SUITE 700

City SAN JOSE State CA Zip 95110

6. Total number of applications and patents involved: 1

7. Total fee (37 CFR 3.41): \$40.00

- ☒ Authorized to be charged to Deposit Account 19-2386  
☒ Charge Deposit Account 19-2386 for any additional fees  
required for this conveyance and credit deposit account  
19-2386 any amounts overpaid

08/07/2001 6TGH11 00000049 192386 09917414  
01 FC:581 40.00 CH

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8. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the  
original document.Ken J. Koestner 33,004  
Name of Person Signing

Signature

July 27, 2001  
Date

Total number of pages comprising cover sheet: 1

19/43/40  
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# ASSIGNMENT

For good and valuable consideration, receipt of which is hereby acknowledged, we, Stephen D. Walker; John E. Repine; Charles W. Henry; Harry L. Valenta, Jr.; Peter E. Nelson; and R. Dale Zellers, hereby sell, assign and transfer to NOSTIX LLC, a Colorado limited liability company, having a place of business at North Suite, 4864 Sterling Drive, Boulder, CO 80301, its successors and assigns, the entire right, title and interest throughout the world in our invention in:

## NONINVASIVE OPTICAL SENSOR FOR MEASURING NEAR INFRARED LIGHT ABSORBING ~~COMPOUNDS~~ <sup>ANALYTES</sup>

for which we have executed a United States patent application on or about the date of this assignment, and all patent applications and patents of every country for said invention, including divisions, reissues, continuations and extensions thereof, and all rights of priority resulting from the filing of said applications; we authorize the above-named assignee to apply for patents of foreign countries for said invention, and to claim all rights of priority without further authorization from us; we agree to execute all papers useful in connection with said United States and foreign applications, and generally to do everything possible to aid said assignee, their successors, assigns and nominees, at their request and expense, in obtaining and enforcing patents for said invention in all countries; and we request that the United States Patent and Trademark Office issue all patents granted for said invention to the above-named assignee, its successors and assigns.

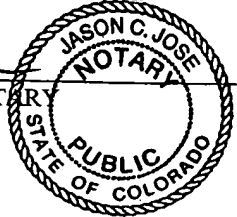
Executed this 1 day of June, 2001.

Stephen D. Walker  
Stephen D. Walker

State of Colorado )  
 ) ss.  
County of Boulder )

On 6/1/01 before me, Jason Jose  
personally appeared Stephen D. Walker personally known to me or proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is(are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

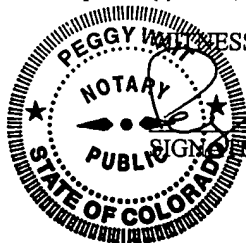
Jason Jose  
SIGNATURE OF NOTARY  


Executed this 30<sup>th</sup> day of May, 2001.

John E. Repine  
John E. Repine

State of Colorado )  
 ) ss.  
County of Denver )

On 30<sup>th</sup> of May, 2001 before me, Peggy Wait  
personally appeared John E. Repine personally known to me or proved to me on the  
basis of satisfactory evidence to be the person(s) whose name(s) is(are) subscribed to the  
within instrument and acknowledged to me that he/she/they executed the same in his/her/their  
authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s),  
or the entity upon behalf of which the person(s) acted, executed the instrument.

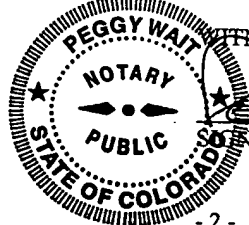
WITNESS my hand and official seal.  
  
Peggy Wait  
SIGNATURE OF NOTARY

Executed this 15 day of May, 2001.

Charles W. Henry  
Charles W. Henry

State of Colorado )  
 ) ss.  
County of Denver )

On May 15<sup>th</sup>, 2001 before me, Peggy Wait  
personally appeared Charles W. Henry personally known to me or proved to me on  
the basis of satisfactory evidence to be the person(s) whose name(s) is(are) subscribed to the  
within instrument and acknowledged to me that he/she/they executed the same in his/her/their  
authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s),  
or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.  
  
Peggy Wait  
SIGNATURE OF NOTARY



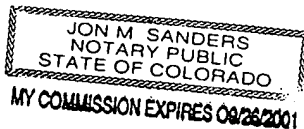
Executed this 31 day of May, 2001.

Harry L. Valenta, Jr.  
Harry L. Valenta, Jr.

State of Colorado )  
 ) ss.  
County of Denver )

On May 31, 2001 before me, Jon M. Sanders  
personally appeared Harry L. Valenta, Jr. personally known to me or proved to me on  
the basis of satisfactory evidence to be the person(s) whose name(s) is(are) subscribed to the  
within instrument and acknowledged to me that he/she/they executed the same in his/her/their  
authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s),  
or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.



Jon M. Sanders  
SIGNATURE OF NOTARY

Executed this 1<sup>st</sup> day of June, 2001.

Peter E. Nelson  
Peter E. Nelson

State of Colorado )  
 ) ss.  
County of Boulder )

On 6/1/01 before me, JASON JOSE  
personally appeared Peter E. Nelson personally known to me or proved to me on the  
basis of satisfactory evidence to be the person(s) whose name(s) is(are) subscribed to the  
within instrument and acknowledged to me that he/she/they executed the same in his/her/their  
authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s),  
or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

Jason C. Jose  
SIGNATURE OF NOTARY

A circular notary seal stamp for Jason C. Jose, Notary Public, State of Colorado.

Executed this 1<sup>st</sup> day of June, 2001.

R. Dale Zellers  
R. Dale Zellers

State of Colorado )  
                                  ) ss.  
County of Boulder )

On 6/1/01 before me, Jason Jose  
personally appeared R. Dale Zellers personally known to me or proved to me on the  
basis of satisfactory evidence to be the person(s) whose name(s) is(are) subscribed to the  
within instrument and acknowledged to me that he/she/they executed the same in his/her/their  
authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s),  
or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal

Jason Jose  
SIGNATURE OF NOTARY  
